

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:18-cv-02527-APM**

BESSON v. UNITED STATES DEPARTMENT OF  
COMMERCE

Assigned to: Judge Amit P. Mehta  
Cause: 05:552 Freedom of Information Act

Date Filed: 10/22/2018

Jury Demand: None

Nature of Suit: 895 Freedom of  
Information Act

Jurisdiction: U.S. Government Defendant

**Plaintiff**

**DAVID H. BESSON**

represented by **DAVID H. BESSON**  
3701 Overland Avenue  
Apartment 246  
Los Angeles, CA 90034  
(703) 203-0444  
Email: [dhbesson@gmail.com](mailto:dhbesson@gmail.com)  
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V.

**Defendant**

**UNITED STATES DEPARTMENT OF  
COMMERCE**

represented by **Matthew Evan Kahn**  
U.S. ATTORNEY'S OFFICE FOR THE  
DISTRICT OF COLUMBIA  
555 Fourth Street, NW  
Washington, DC 20530  
(202) 252-6718  
Email: [matthew.kahn@usdoj.gov](mailto:matthew.kahn@usdoj.gov)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
10/22/2018	<u>1</u>	COMPLAINT against UNITED STATES DEPARTMENT OF COMMERCE ( Filing fee \$ 400, receipt number 4616095260) filed by DAVID H. BESSON. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Civil Cover Sheet)(jf) (Entered: 11/05/2018)
10/22/2018		SUMMONS Not Issued as to UNITED STATES DEPARTMENT OF COMMERCE (jf) (Entered: 11/05/2018)
10/22/2018	<u>2</u>	MOTION to Compel by DAVID H. BESSON (jf) (Entered: 11/05/2018)
10/22/2018	<u>3</u>	MOTION for CM/ECF Password by DAVID H. BESSON (jf) (Entered: 11/05/2018)
11/05/2018		MINUTE ORDER granting <u>3</u> Motion for CM/ECF User Name and Password. Pro se Plaintiff may obtain a CM/ECF user name and password from the Clerk. Signed by Judge Amit P. Mehta on 11/05/2018. (lcapm1) (Entered: 11/05/2018)
11/05/2018		MINUTE ORDER denying <u>2</u> Plaintiff's Motion to Compel Preparation of a Vaughn Index as premature. Plaintiff may renew the Motion, if appropriate, at a later time. Signed by Judge Amit P. Mehta on 11/05/2018. (lcapm1) (Entered: 11/05/2018)
11/08/2018	<u>4</u>	AMENDED COMPLAINT against UNITED STATES DEPARTMENT OF COMMERCE filed by DAVID H. BESSON. (Attachments: # <u>1</u> Exhibit 26OCT18 DOC letter denying FOIA appeal)(BESSION, DAVID) (Entered: 11/08/2018)
11/09/2018		SUMMONS (3) Issued as to UNITED STATES DEPARTMENT OF COMMERCE, U.S. Attorney and U.S. Attorney General (zmd) (Entered: 11/09/2018)
11/27/2018	<u>5</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General

		11/23/2018. (BESSON, DAVID) (Entered: 11/27/2018)
11/30/2018	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 11/23/2018. Answer due for ALL FEDERAL DEFENDANTS by 12/23/2018. (BESSON, DAVID) (Entered: 11/30/2018)
11/30/2018	<u>7</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. UNITED STATES DEPARTMENT OF COMMERCE served on 11/23/2018 (BESSON, DAVID) (Entered: 11/30/2018)
12/21/2018	<u>8</u>	NOTICE of Appearance by Matthew Evan Kahn on behalf of UNITED STATES DEPARTMENT OF COMMERCE (Kahn, Matthew) (Entered: 12/21/2018)
12/21/2018	<u>9</u>	ANSWER to <u>4</u> Amended Complaint by UNITED STATES DEPARTMENT OF COMMERCE.(Kahn, Matthew) (Entered: 12/21/2018)
12/21/2018	<u>10</u>	ORDER. Both a Complaint and an Answer are now before the court in this FOIA case. It is hereby ordered that the parties shall meet and confer and file a Joint Status Report on or before January 4, 2019. The Joint Status Report shall include (1) the status of Plaintiffs FOIA request; (2) the anticipated number of documents responsive to Plaintiffs FOIA request; (3) the anticipated date(s) for release of the documents requested by Plaintiff; (4) whether a motion for stay is likely under Open America v. Watergate Special Prosecution Force, 547 F.2d 605 (D.C. Cir. 1976); and (5) whether the parties anticipate summary judgment briefing and, if so, a proposed briefing schedule. Please see the attached Order for details. Signed by Judge Amit P. Mehta on 12/21/2018. (lcapm2) (Entered: 12/21/2018)
12/21/2018		Set/Reset Deadlines: Joint Status Report due by 1/4/2019. (zjd) (Entered: 12/21/2018)
01/02/2019	<u>11</u>	Consent MOTION to Stay by UNITED STATES DEPARTMENT OF COMMERCE (Kahn, Matthew). Added MOTION for Extension of Time on 1/4/2019 (znmw). (Entered: 01/02/2019)
01/03/2019	<u>12</u>	Second MOTION for Vaughn Index by DAVID H. BESSON (Attachments: # <u>1</u> Exhibit NASCTN GPS Project Final Briefing, # <u>2</u> Exhibit June 2017 Briefing to PNT Advisory Board, # <u>3</u> Exhibit NASCTN Report 1 Impact of LTE on GPS (Introduction and Parts 1–2), # <u>4</u> Exhibit Measurement Data Request Form, # <u>5</u> Exhibit Revised Test Plan, # <u>6</u> Exhibit Draft Test Plan, # <u>7</u> Exhibit Adjudicated Comments)(BESSON, DAVID) (Entered: 01/03/2019)